

STATE OF VERMONT  
DRUG RECOGNITION EVALUATION  
DPS 339



Rolling Log No. 10-5-40 Case Number 10A102797

Page 1 of 3 TO BE COMPLETED BY D.R.E. TRAINED PERSONNEL

Offense(s) Charged  
NEG. OP.  
Arresting Officer (Name/Agency)  
DEPUTY BEGNOCHIE / FRANKLIN COUNTY SHERIFF

Name (Last, First, Middle) [REDACTED] DOB [REDACTED] Age 20 Sex M

Date/Time of Arrest 7-13-10 / 2231 Brain test results .000% Time 2231 Instrument # ALCO II 064822 Date/Time/Location of Examination 7-13-10 2315 / FRANKLIN CTY SHERIFF

Admonition of Rights given by? DPT BEGNOCHIE Rights Waived? ☒ Yes ☐ No What have you eaten today? BUFFLOW WINGS Time? 5:30-6 pm What have you been drinking? NOTHING How much? N/A Time of last drink? N/A

Time Now? 11:30 pm When did you last sleep? This Am 12-3 Am 3 hrs Are you sick or injured? ☒ Yes ☐ No Are you diabetic or epileptic? ☐ Yes ☒ No

Do you take insulin? ☒ No Do you have any physical defects? ☒ No Are you under the care of a doctor/dentist? ☐ Yes ☒ No

Are you taking any medication or drugs? ☒ No Do you have high blood pressure or heart disease? If yes, describe. ☒ No Have you ever had a severe head injury? ☐ Yes ☒ No Do you have brain damage? ☐ Yes ☒ No

Speech NORMAL Attitude/Behavior Cooperative Coordination NORMAL Face NORMAL Breath/Odors NONE

Corrective Lenses ☐ Glasses ☒ Contacts ☐ Hard ☒ Soft ☐ None ☐ Normal ☒ Bloodshot ☒ Watery ☐ Blindness ☒ None ☐ Right Eye ☐ Left Eye

Pupil size ☒ Equal ☐ Unequal (explain) 4 mm Able to follow stimulus? ☒ Yes ☐ No Eyelids ☐ Retracted ☒ Normal ☐ Droopy

Pulse & Time 106, 2339 HGN 4 mm Right eye ☐ Yes ☒ No Left eye ☐ Yes ☒ No Vertical nystagmus? ☐ Yes ☐ No

108, 2355 Max. deviation ☐ Yes ☒ No ☐ Yes ☒ No Convergence ☐ Yes ☐ No

106, 0005 Angle of onset ☐ Resting (0) ☐ Rapid (35) ☐ Extreme (45) ☒ None ☐ Immediate (0-30) ☐ Near extreme (40)

(1) Modified Romberg (2) Walk and turn

Cannot keep balance \_\_\_\_\_ Started too soon \_\_\_\_\_

Stopped walking \_\_\_\_\_ Missed heel-toe \_\_\_\_\_ Stepped off line \_\_\_\_\_ Raised arms \_\_\_\_\_ Actual steps taken \_\_\_\_\_

Sways while balancing \_\_\_\_\_ Used arms to balance \_\_\_\_\_ Hopping \_\_\_\_\_ Put foot down \_\_\_\_\_

Internal clock: 27 Estimated as 30 sec. ONE SWINGING STEP Cannot do test (explain) \_\_\_\_\_

(4) ☐ Right ☐ Left Finger/Nose ☐ Right ☐ Left

Pupil Size: MM CLEAR Nasal area CLEAR Oral cavity/Tongue GREEN FILM on Tongue

Room Light 4 4 Near Total Darkness 7.5 7.5 Direct 4.5 4.5

Comments \_\_\_\_\_ Rebound dilation ☐ Yes ☐ No

Reaction to light ☐ Normal ☒ Slow ☐ Little or None Visible

Chemical test time. ☐ Blood ☐ Refused

Witness \_\_\_\_\_

Blood pressure: 144/80 Temperature: 98.1 °F

Muscle tone ☒ Near Normal ☐ Flaccid ☐ Rigid

Comments NONE

Examiner's Officer S/TPR RAVELIN I.D. Number 229 IACP/DRE # 15470

Agency VSP-Williston Reviewed by [Signature] DRE -- Ravelin -- 000012

Rule Out ☒ Medical ☐ Alcohol ☐ Stimulant ☐ Dissociative Anesthetic ☐ Inhalant ☐ Depressant ☐ Hallucinogen ☐ Narcotic Analgesic ☐ Cannabis

**Drug recognition evaluation report/narrative**

1: **Location:** The evaluation was conducted the Franklin County Sheriff's office in the DUI processing room.

2: **Witness:** The entire evaluation was witnessed by Deputy Begnoche.

3: **Breath Test:** [REDACTED] provided a sample of his breath with a Preliminary Breath Test result of .000% BrAC at approximately 2231 hours using a Alco IV serial number 064822.

4: **Notification/Interview of A/O:** I was notified by the VSP Williston Dispatch that Deputy Begnoche was requesting a DRE after stopping [REDACTED] for excessive speed. I spoke with Deputy Begnoche who advised he was running stationary radar in a 40 mph speed zone. Deputy Begnoche stated he observed a vehicle approaching at a high rate of speed passing another vehicle. When he activated his stationary radar the vehicle was traveling 69 mph. At the time of the motor vehicle stop it was raining heavily and the roadways were wet. Deputy Begnoche stated while speaking with [REDACTED] he noted watery bloodshot eyes and he appeared lethargic. Deputy Begnoche asked [REDACTED] to stick out his tongue. He observed a greenish film on [REDACTED] tongue. Deputy Begnoche asked [REDACTED] when was the last time he smoked marijuana, to which [REDACTED] replied a couple of years ago. After performing poorly on the Standard Field Sobriety Exercises, Deputy Begnoche requested a DRE.

5: **Initial Observations:** I first observed [REDACTED] sitting in a holding cell in the DUI processing room at the Franklin County Sherriff's office. I noted his eyes were watery and bloodshot.

6: **Medical Problems:** No evidence of injury or illness was observed.

7: **Psychophysical Tests:** Minimal signs of impairment were observed during the psychophysical tests. On the Modified Romberg, [REDACTED] exhibited eyelid tremors throughout the exercise. One the One Leg Stand, [REDACTED] exhibited body tremors throughout the exercise. While standing on the left foot he counted slowly reaching 24 in a 30 second time period. On the Finger to the Nose, [REDACTED] failed to touch the tip of his nose on number 1.

8: **Clinical Indicators:** EYES: [REDACTED] pupils were at the high end for normal in direct lighting conditions. [REDACTED] pupil reaction to light was slow. His blood pressure was above normal at 144/88. [REDACTED] body temperature was above normal on all three readings at 106, 108, and 106.

9: **Signs of Ingestion:** I observed a greenish film on [REDACTED] tongue.

10: **Statements:** [REDACTED] stated he last smoked marijuana approximately two years ago.

11: **Opinion of Evaluator:** Based on the evaluation I determined [REDACTED] to be a rule out.

Subscribed and sworn to before me on

this 4<sup>th</sup> day of AUGUST, 2010

[Signature]  
(Notary Public) (Judicial Officer)

[Signature]  
(Affiant)  
8-4-10  
(date)

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Name (Last, First, Middle)

[REDACTED]

Violations

T 23 VSA 1201(a)(3)

**Drug recognition evaluation report/narrative**

12: Toxicological Sample: None

13. **Miscellaneous:** I am a Nationally Certified Drug Recognition Expert since July 2008.

Subscribed and sworn to before me on

this 4<sup>th</sup> day of August 2009

[Signature]  
(Notary Public) (Judicial Officer)

[Signature]  
(Affiant)  
8-4-10  
(date)

DRE -- Ravelin -- 000014